

COMMITTEE REPORT

MADAM PRESIDENT:

The Senate Committee on Governmental Affairs and Interstate Cooperation, to which was referred House Bill No. 1329, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

- 1 Page 3, after line 33, begin a new paragraph and insert:
- 2 "SECTION 2. [EFFECTIVE JULY 1, 2005] (a) As used in this
- 3 SECTION, "commissioner" refers to the commissioner of the
- 4 Indiana department of administration.
- 5 (b) As used in this SECTION, "department" refers to the
- 6 Indiana department of administration created by IC 4-13-1-2.
- 7 (c) As used in this SECTION, "grantee" refers to the Southwest
- 8 Indiana Municipal Gardeners Association.
- 9 (d) As used in this SECTION, "real estate" refers to the real
- 10 property located in Section 26, Township 6 South, Range 10 West
- 11 in Knight Township, Vanderburgh County, Indiana, more
- 12 particularly described as follows:
- 13 Commencing at the southwest corner of the northwest quarter
- 14 of Section 26; thence along the west line of the quarter section,
- 15 North 01 degree, 06 minutes, 58 seconds East 1686.80 feet to the
- 16 southwest corner of a tract of land conveyed to the City of
- 17 Evansville in Deed Drawer 11, card 9992 in the office of the
- 18 Recorder of Vanderburgh County; thence along the boundary of
- 19 the City of Evansville tract the following seven (7) calls:
- 20 South 86 degrees, 14 minutes, 29 seconds East 383.18 feet;
- 21 thence

South 23 degrees, 15 minutes, 05 seconds East 99.07 feet;

thence

South 57 degrees, 37 minutes, 45 seconds East 114.34 feet;

thence

South 86 degrees, 17 minutes, 39 seconds East 127.75 feet;

thence

North 00 degrees, 04 minutes, 06 seconds East 113.09 feet;

thence

South 87 degrees, 28 minutes, 48 seconds East 61.01 feet;

thence

North 09 degrees, 00 minutes, 19 seconds East 207.54 feet; to

the southwest corner of a tract of land conveyed to the Buffalo

Trace Council, Inc. of the Boy Scouts of America in Document

Number 2004R00010382 in the office of the Recorder of

Vanderburgh County; thence along the boundary of the Boy Scout

tract, South 88 degrees, 35 minutes, 04 seconds East 909.20 feet;

thence continuing along the Boy Scout Tract, North 15 degrees, 07

minutes, 50 seconds East 75.92 feet to the point of beginning;

thence continuing along the Boy Scout tract the following four (4)

calls:

North 68 degrees, 20 minutes, 24 seconds West 198.16 feet;

thence

North 00 degrees, 28 minutes, 12 seconds East 254.18 feet;

thence

South 73 degrees, 53 minutes, 24 seconds East 195.17 feet;

thence

South 06 degrees, 59 minutes, 24 seconds East 175.44 feet;

thence

South 15 degrees, 07 minutes, 50 seconds West 102.58 feet to the

point of beginning and containing a gross area of 1.208 acres.

(e) The governor and the commissioner are authorized and

directed on behalf of and in the name of the state of Indiana to

convey the real estate to the grantee. Except as provided in this

SECTION, the conveyance of the real estate shall be made without

consideration. Conveyance of the real estate is subject to the

following:

(1) Use of the real estate for educational, cultural, recreational, art, or museum purposes.

(2) The rights of ingress and egress across existing roadways

and parking lots as described in the quitclaim deed to the

Buffalo Trace Council, Inc. of the Boy Scouts of America in

Document Number 2004R00010382 in the office of the

- 1 **Recorder of Vanderburgh County.**
- 2 **(3) The use of paths located on the real estate for biking,**
- 3 **hiking, and other similar recreational activities.**
- 4 **(4) Highways, easements, and restrictions of record.**
- 5 **(f) The real estate reverts to the state if the real estate is not used**
- 6 **for the purposes described in subsection (e)(1).**
- 7 **(g) The conveyance of the real estate must comply with**
- 8 **IC 4-20.5-7 to the extent that IC 4-20.5-7 does not conflict with this**
- 9 **SECTION. The department shall have a quitclaim deed prepared**
- 10 **to convey the real estate to the grantee. The deed must state the**
- 11 **conditions and restrictions contained in subsections (e) and (f). The**
- 12 **commissioner and the governor shall sign the deed, and the seal of**
- 13 **the state shall be affixed to the deed.**
- 14 **(h) The grantee shall have the deed to the real estate recorded**
- 15 **in Vanderburgh County, Indiana.**
- 16 **(i) The department shall inform the superintendent of Evansville**
- 17 **State Hospital when the conveyance under this SECTION has been**
- 18 **completed.**
- 19 **(j) SECTION 1 of this act does not apply to the conveyance**
- 20 **required by this SECTION.**
- 21 **(k) This SECTION expires July 1, 2009."**
- 22 Renumber all SECTIONS consecutively.
- (Reference is to HB 1329 as printed January 20, 2005.)

and when so amended that said bill do pass .

Committee Vote: Yeas 6, Nays 0.

Senator Riegsecker, Chairperson